IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 14TH NOVEMBER 2007 / 23RD KARTHIKA 1929

Bail Appl..No. 6872 of 2007()

CRIME NO. 219/07 OF PANGODE POLICE STATION
CMP.7055/2007 of J.M.F.C.-II,NEDUMANGAD

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PETITIONERS/ACCUSED 5 TO 11

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1. MUHAMMED SHAN,S/O,AHAMMED KANNU
SHAN NIVAS, THETTIMUKKU,MATHIRA MURI,M
MANKODE VILLAGE.

2. SHUMNAD,S/O. ABDUL SHERIFF
NISSAM MANZIL, VELLEMKUDY,ANAKUDYMURI,
KALLARA VILLAGE.

3. SHAJITH,S/O.SALIM
SAJEENA MANZIL, ALTHARA MOODU
DARSANAVATTOM DESOM,NAGAROOR VILLAGE

4. FATHAHUDHEEN,S/O.SAINULABDHEEN
HALIM MANZIL, KOCHALUMMOODU
ANAKUDY MURI, PANGODE VILLAGE

5. ABDUL HAKKIM,S/O.SAINULABDHEEN
HALIM MANZIL, KOCHALUMMOODU
ANAKUDY MURI, PANGODE VILLAGE

6. MUHAMMAD SHIYAS,S/O.ABDUL SALIM
SIYAD MANZIL, VEMBAYAM,KOPPAM WARD
MANICKAL VILLAGE FROM PUTHEN VEEDU
NEAR ANOOR MOSQUE, POYYICHIRA
THONNAI DESOM, PALLIPURAM VILLAGE.

7. NISHAD,S/O.ASHARAF, NISAAM MANZIL,VANDA
ADAYAMON DESOM, PAZHAYAKUNNUUMEL MURI.

BY ADV. SRI.T.A.UNNIKRISHNAN
SRI.K.SATHEESH KUMAR
SRI.M.ALTHAF

RESPONDENTS: COMPLAINANT

STATE OF KERALA REP. BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. GIKKU JACOB

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 14/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 6872 of 2007

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Dated this the 14th day of November, 2007

O R D E R

Application for regular bail. The petitioners face allegations in a crime registered for offences punishable, inter alia, under Section 307 I.P.C. and Section 27 of the Arms Act. The crux of the allegations is that when students belonging to a particular organisation were attempting to hoist their flags, the petitioners and others, who belong to another students organisation, reached the scene and unleashed an attack on them with dangerous weapons. The alleged incident took place on 9.10.2007. The petitioners were arrested on 9.10.07 and 13.10.2007. They continue in custody from those dates.

2. The learned counsel for the petitioners prays, the learned Prosecutor does not oppose the said prayer and I am satisfied that the petitioners can now be enlarged on bail subject to appropriate terms and conditions.

3. In the result:

1) This application is allowed.

2) The petitioners shall be released on bail on the following terms and conditions.

(a) The petitioners shall execute bonds for Rs.50,000/- (Rupees fifty thousand only) each with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(b) The petitioners shall make themselves available for interrogation before the Investigating Officer between 10 a.m. and 12 noon on all Sundays for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT)
Judge

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